

AGENDA
North Miami City Council
776 N.E. 125th Street, 2nd Floor, Council Chambers
North Miami, FL 33161

REGULAR MEETING

TUESDAY, JUNE 10, 2014
7:00 P.M.

1. PLEDGE OF ALLEGIANCE

(Leonard Burgess, Chief of Police, North Miami Police Department)

2. INVOCATION

(Rabbi Jory Lang, Beth Moshe Congregation)

3. CALL TO ORDER / ROLL CALL OF MEMBERS

4. ORDER OF BUSINESS (Additions/Deletions/Amendments/Deferrals)

5. SPECIAL PRESENTATION(s)

- ◆ Induction of Newly Appointed *Chief of Police, Leonard Burgess*

Inducted by: Honorable Judge Fred Seraphin

Witness: Honorable Judge Rodney Smith

- ◆ Certificate of Recognition in honor of *National Employee Wellness Month*

- ◆ Beautification Program Award Nominees Selection for the 1st Quarter of 2014

- ◆ Presentation by *State Representative Daphne Campbell, District 108*

6. CITY EVENTS – ANNOUNCEMENT

7. HURRICANE PREPAREDNESS

8. CITY PROJECTS 2014 UPDATE

9. CITIZENS' FORUM

10. CONSENT AGENDA

UNLESS A MEMBER OF THE CITY COUNCIL WISHES TO REMOVE A SPECIFIC ITEM FROM THIS PORTION OF THE AGENDA, TABS A THROUGH B CONSTITUTE THE CONSENT AGENDA. THESE RESOLUTIONS AND ITEMS ARE SELF-EXPLANATORY AND ARE NOT EXPECTED TO REQUIRE ADDITIONAL REVIEW OR DISCUSSION. EACH ITEM WILL BE RECORDED AS INDIVIDUALLY NUMBERED RESOLUTIONS, ADOPTED UNANIMOUSLY BY THE FOLLOWING MOTION:

“...THAT THE CONSENT AGENDA COMPRISED OF TABS A THROUGH B BE ADOPTED...”

[TAB A]

APPROVAL OF MINUTES – Regular Council Meeting – May 27, 2014

Sponsored by: Michael A. Etienne, City Clerk

[TAB B]

PROPOSED RESOLUTION OF THE VICE MAYOR AS ACTING MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A NON-EXCLUSIVE CONTENT LICENSE AGREEMENT WITH GOOGLE, IN SUBSTANTIALLY THE ATTACHED FORM, ALLOWING GOOGLE TO CONTINUE TO HOST CITY OF NORTH MIAMI PUBLIC INFORMATION CONTENT ON YOUTUBE AND OTHER GOOGLE AFFILIATES; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Ricardo Castillo, Information Technology Manager

11. PUBLIC HEARINGS – RESOLUTIONS, ORDINANCES, ZONING, LAND USE ITEMS, ETC.

11.A. RESOLUTIONS

[TAB C]

PROPOSED RESOLUTION OF THE VICE MAYOR AS ACTING MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, SUPPORTING THE TRI-RAIL COASTAL LINK (TRCL) COMMUTER RAIL SERVICE AND A COMMITMENT TO ONLY STUDY A MEANS FOR PROVIDING THE LOCAL SHARE OF FUNDING FOR CAPITAL AND OPERATING COSTS; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

(ITEM TABLED AT THE MAY 27, 2014 COUNCIL MEETING)

Sponsored by: Councilwoman Marie Erlande Steril

Co-Sponsored by: Councilwoman Carol Keys, Esq.

[TAB D]

PROPOSED RESOLUTION OF THE VICE MAYOR AS ACTING MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA; APPROVING THE EXECUTION OF AN EMPLOYMENT AGREEMENT WITH THE CITY MANAGER; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: Aleem A. Ghany, City Manager

11.B. LEGISLATIVE MATTERS – [NONE]

11.B.1. ORDINANCES – SECOND READING AND PUBLIC HEARING

[TAB E]

PROPOSED ORDINANCE (*SECOND READING*) OF THE VICE MAYOR AS ACTING MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, CALLING FOR A SPECIAL ELECTION FOR THE OFFICE OF THE MAYOR OF NORTH MIAMI DUE TO THE SUSPENSION OF MAYOR LUCIE TONDREAU BY GOVERNOR RICK SCOTT, TO BE HELD ON AUGUST 26, 2014, WITH ANY

NECESSARY RUN-OFF ELECTION TO BE HELD ON NOVEMBER 4, 2014, AS PROVIDED BY STATE LAW, THE CHARTER OF THE CITY OF NORTH MIAMI AND THE NORTH MIAMI CODE OF ORDINANCES; DESCRIBING PERSONS QUALIFIED TO VOTE IN SAID ELECTION, PROVIDING FOR QUALIFYING DATES, PROVIDING FOR THE PROVISION OF AND CLOSING OF REGISTRATION BOOKS, DESIGNATING HOURS AND PLACES FOR VOTING, DIRECTING THE CITY CLERK TO GIVE NOTICE OF THIS ORDINANCE'S ADOPTION AND TRANSMIT A CERTIFIED COPY TO THE MIAMI-DADE COUNTY SUPERVISOR OF ELECTIONS; PROVIDING FOR CONFLICTS, SEVERABILITY, AND FOR AN EFFECTIVE DATE.

Sponsored by: Michael A. Etienne, Esq., City Clerk

11.B.2. ORDINANCES – FIRST READING

[TAB F]

PROPOSED ORDINANCE (*FIRST READING*) OF THE VICE MAYOR AS ACTING MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING CHAPTER 3 OF THE CODE OF ORDINANCES, ENTITLED “ALCOHOLIC BEVERAGES,” BY AMENDING SECTION 3-10, ENTITLED “HOURS DURING WHICH SALES ARE ALLOWED; CONSUMPTION,” TO MODIFY THE HOURS DURING WHICH SALES AND CONSUMPTION OF ALCOHOLIC BEVERAGES ARE ALLOWED ON SUNDAY; PROVIDING FOR REPEAL, CONFLICTS, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: Councilman Scott Galvin

11.C. QUASI-JUDICIAL ITEM(s) – [NONE]

12. REQUESTS – PETITIONS – COMMUNICATIONS

[TAB G]

DISCUSSION REGARDING A FORENSIC AUDIT FOR THE ENTIRE CITY, INCLUDING ALL DEPARTMENTS

Sponsored by: Councilwoman Carol Keys, Esq.

13. COUNCIL REPORTS

Vice Mayor as Acting Mayor Philippe Bien-Aime
Councilwoman Carol Keys, Esq.
Councilman Scott Galvin
Councilwoman Marie Erlande Steril

14. CITY CLERK'S REPORT

15. CITY ATTORNEY'S REPORT

16. CITY MANAGER'S REPORT

17. ADJOURNMENT

- THIS MEETING IS OPEN TO THE PUBLIC. IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT OF 1990, ALL PERSONS WHO ARE DISABLED AND WHO NEED SPECIAL ACCOMMODATIONS TO PARTICIPATE IN THIS MEETING BECAUSE OF THAT DISABILITY SHOULD CONTACT THE OFFICE OF THE CITY CLERK, (305) 893-6511, Ext. 12142.
- IN ACCORDANCE WITH THE PROVISIONS OF SECTION 286.0105, FLORIDA STATUTES, ANYONE WISHING TO APPEAL N FOUR DAYS PRIOR TO SUCH PROCEEDING. HEARING IMPAIRED MAY CONTACT THE TDD LINE AT (305) 893-7936. ANY DECISION MADE BY THE CITY OF NORTH MIAMI CITY COUNCIL, WITH RESPECT TO ANY MATTER CONSIDERED AT SUCH MEETING OR HEARING, WILL NEED A RECORD OF THE PROCEEDINGS AND, FOR SUCH PURPOSE, MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, INCLUDING THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.
- AGENDA ITEMS MAY BE VIEWED AT THE OFFICE OF THE CITY CLERK, CITY OF NORTH MIAMI, 776 N.E. 125TH STREET, NORTH MIAMI, FL 33161. ANYONE WISHING TO OBTAIN A COPY OF ANY AGENDA ITEM SHOULD CONTACT THE CITY CLERK AT (305) 893-6511.
- IN ACCORDANCE WITH CODE SECTIONS 2-291 AND 2-305, ANY LOBBYISTS MUST REGISTER WITH THE CITY CLERK'S OFFICE BEFORE ADDRESSING THE COUNCIL ON ANY OF THE ABOVE ITEMS.
- TWO OR MORE MEMBERS OF THE CITY COUNCIL AND OTHER CITY BOARDS MAY BE IN ATTENDANCE AT THIS MEETING.
- THESE MEETINGS MAY BE CONDUCTED BY MEANS OF OR IN CONJUNCTION WITH COMMUNICATIONS MEDIA TECHNOLOGY, SPECIFICALLY A TELEPHONE CONFERENCE CALL. THE LOCATION, 776 N.E. 125TH STREET, NORTH MIAMI, FL 33161-0850, WHICH IS OPEN TO THE PUBLIC, SHALL SERVE AS AN ACCESS POINT.

ALCOHOLIC BEVERAGE SYMBOLS

- 1-COP Beer only, Consumption on Premises
- 2-COP Beer and Wine, Consumption on Premises
- 4-COP Beer, Wine and Alcohol, Consumption on Premises
- 1-APS Beer, Package Sales Only
- 2-APS Beer and Wine, Package Sales Only
- 3-APS Beer, Wine and Alcohol, Package Sales Only

ZONING SYMBOLS

- R-1 Residential Estate District
- R-2 Single-Family District
- R-4 Multi-Family District
- R-5 Multi-Family District
- R-6 Multi-Family District
- RO Residential Office District

ZONING SYMBOLS (continue)

- C-1 Commercial District
- C-3 Commercial District
- C-2BE Commercial District
- C-2BW Commercial District
- M-1 Industrial District
- PU Public Use District
- PD Planned Development District
- AOD Arts, Culture and Design Overlay District
- NRO Neighborhood Redevelopment District